



Attorney Docket No. 47113-0399-00-US  
**PATENT**

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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re PATENT APPLICATION of:

Gerold WEINL et al.

Confirmation No.: 2680

Application No.: 10/679,326

Group Art Unit: 1742

Filed: October 7, 2003

Examiner: Sheehan, John P.

FOR: Ti(C,N)-(Ti,Nb,W)(C,N)-Co ALLOY FOR  
MILLING CUTTING TOOL  
APPLICATIONS

**RESPONSE TO RESTRICTION REQUIREMENT**

Mail Stop AMENDMENT  
Commissioner for Patents  
P. O. Box 1450  
Alexandria, Virginia 22313-1450

Sir:

In response to the 1-Month Office Action dated March 3, 2006, please amend the  
above-identified application as follows:

REMARKS

In response to the Official Action dated March 2, 2006 in which restriction was made between the claims of Group I (claims 1 to 5) drawn to titanium-based carbonitride alloy and Group II (claim 6) drawn to a method of making a titanium-based carbonitride alloy, applicants hereby elect the claims of Group I – that is, claims 1-5.

The Official Action also refers to an election of species (paragraph 5) without further elucidation of what “species” are thought to be present. This requirement is believed to be improper in the present application. Claim 1 is drawn to a titanium-based carbonitride alloy with certain unspecified constituents. Claims 2 to 5 each define a further limited range of a particular constituent of claim 1.

While a species election is believed improper as set forth above, applicants the species of claim 1. Claims 1 to 5 read on that species.

Early allowance of claims 1 to 5 is earnestly solicited.

Should any questions arise in connection with this application, or should the Examiner believe a telephone conference would be helpful in resolving any remaining issues pertaining to this application, it is respectfully requested that the undersigned be contacted at the number indicated below.

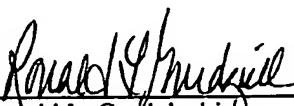
EXCEPT for issue fees payable under 37 C.F.R. § 1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this application including fees due under 37 C.F.R. §§ 1.16 and 1.17 which may be required, including any required extension of time fees, or credit any overpayment to Deposit

Account 50-0573. This paragraph is intended to be a CONSTRUCTIVE PETITION FOR  
EXTENSION OF TIME in accordance with 37 C.F.R. § 1.136(a)(3).

Respectfully Submitted,

Date: March 17, 2006  
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